

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

CHARLES WHITNEY,

Plaintiff,

v.

JOHN E. WETZEL, *et al.*,

Defendants.

) Civil Action No. 2: 12-cv-01623
)
) Chief United States District Judge
) Joy Flowers Conti
)
)
)
)

ORDER

AND NOW, this 12th day of August, 2015, it is hereby **ORDERED, ADJUDGED AND DECREED** that for the reasons set forth in the accompanying memorandum opinion Defendants' Motion for Summary Judgment (ECF No. 73) is **GRANTED** and Plaintiff's Motion for Partial Summary Judgment (ECF No. 77) is **DENIED**.

It is further **ORDERED** that the Report and Recommendation (ECF No. 102) dated July 6, 2015, is **ADOPTED**, as the opinion of the Court, as supplemented by the memorandum opinion accompanying this order.

BY THE COURT:

/s/ Joy Flowers Conti
Joy Flowers Conti
Chief, United States District Judge

cc: CHARLES WHITNEY
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(via United States First Class Mail)

Yana L. Warshafsky
Office of the Attorney General
(via ECF electronic notification)